

United States Department of Agriculture

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

PINK BOLLWORM QUARANTINE

Quarantine No. 52

REVISION OF QUARANTINE AND REGULATIONS



INTRODUCTORY NOTE

The following revision of the pink bollworm quarantine and regulations is issued primarily to clarify the requirements by some rearrangement of the subject matter of the various restrictions. To meet the need for a more flexible means of administering certain requirements, particularly those of a special nature such as may relate to only part of a regulated area, or a limited period of the year, administrative instructions, circulars of the B. E. P. Q. series, will be employed. The Chief of the Bureau of Entomology and Plant Quarantine has accordingly been authorized in the notice of quarantine to modify by administrative instructions restrictions in accordance with the facts as to pest risk.

No change has been made in the regulated areas in this revision.

The section numbers which appear in this document agree with the section numbers in the Code of Federal Regulations now in process of publication.

SUMMARY

The regulated areas are defined in regulation 2 of this issue of the regulations. Regulation 3 sets forth the restricted articles, classed as to those which are prohibited interstate movement from the regulated areas and those which may be authorized to be so moved. Regulations 4 to 10, inclusive, set forth such requirements as the conditions of certification of the various restricted articles, while regulation 11 gives the marking and labeling requirements. Definitions of the various terms are given, as heretofore, in regulation 1. Arrangements for obtaining certificates or permits may be made with the Bureau of Entomology and Plant Quarantine, P. O. Box 798, or Room 565 Federal Building, San Antonio, Tex.

AVERY S. HOYT,

Acting Chief, Bureau of Entomology and Plant Quarantine.

Sec. 301.52. NOTICE OF QUARANTINE NO. 52 (REVISED)

(Approved March 7, 1939; effective March 15, 1939)

I, H. A. Wallace, Secretary of Agriculture, have determined that it is necessary to quarantine the States of Arizona, New Mexico, and Texas to prevent the spread of infestation of the pink bollworm (*Pectinophora gossypiella* Saunders), a dangerous insect new to and not heretofore widely prevalent or distributed within and throughout the United States.

Now, therefore, under the authority of section 8 of the Plant Quarantine Act of August 20, 1912 (37 Stat. 315), as amended, I do quarantine the said States of Arizona, New Mexico, and Texas, and do order that (1) cotton, wild cotton, including all parts of either cotton or wild cotton plants, seed cotton, cotton lint, linters, and all other forms of unmanufactured cotton fiber, gin waste, cottonseed, cottonseed hulls, cottonseed cake, and meal; (2) bagging and other containers and wrappers of cotton and cotton products; (3) railway cars, boats, and other vehicles which have been used in conveying cotton or cotton products or which are fouled with such products; (4) farm products, farm household goods, farm equipment, and, if contaminated with cotton, any other articles, shall not be shipped, offered for shipment to a common carrier, received for transportation or transported by a common carrier, or carried, transported, moved, or allowed to be

moved from the States of Arizona, New Mexico, or Texas into or through any other State or Territory or District of the United States in manner or method or under conditions other than those prescribed in the regulations supplemental hereto: *Provided*, That the restrictions of this quarantine and of the regulations supplemental hereto may be limited to such areas, now or which may be hereafter designated by the Secretary of Agriculture as regulated areas, in the quarantined States, as, in his judgment, shall be adequate to prevent the spread of the said pest. Any such limitation shall be conditioned, however, upon the affected State or States providing for and enforcing the control of the intrastate movement of the restricted articles under the conditions which apply to their interstate movement under existing provisions of the Federal quarantine regulations, and upon their enforcing such control and sanitation measures with respect to such areas or portions thereof as in the judgment of the Secretary of Agriculture, shall be deemed adequate to prevent the intrastate spread therefrom of the said insect infestation: *Provided further*, That whenever, in any year, the Chief of the Bureau of Entomology and Plant Quarantine shall find that facts exist as to the pest risk involved in the movement of one or more of the articles to which the regulations supplemental hereto apply, making it safe to modify, by making less stringent, the restrictions contained in any such regulations, he shall set forth and publish such finding in administrative instructions, specifying the manner in which the applicable regulation shall be made less stringent, whereupon such modification shall become effective, for such period and for such regulated area or portion thereof as shall be specified in said administrative instructions, and every reasonable effort shall be made to give publicity to such administrative instructions throughout the affected areas.¹



Done at the city of Washington this 7th day of March 1939.
Witness my hand and the seal of the United States Department
of Agriculture.

H. A. WALLACE,
Secretary of Agriculture.

REVISED REGULATIONS SUPPLEMENTAL TO NOTICE OF QUARANTINE NO. 52

(Approved March 7, 1939; effective March 15, 1939)

Regulation 1

SEC. 301.52-1. *Definitions*.—For the purpose of these regulations the following words, names, and terms shall be construed respectively to mean:

(a) *Pink bollworm*.—The insect known as the pink bollworm of cotton (*Pectinophora gossypiella* Saunders), in any stage of development.

(b) *Cotton and cotton products*.—Cotton and wild cotton plants of the genera *Gossypium* and *Thurberia*, and products of these plants, including seed cotton; cottonseed; cotton lint and linters, and all forms of unmanufactured cotton fiber; cottonseed hulls, cake, and meal; gin waste; and all other part of such plants.

(c) *Seed cotton*.—All forms of cotton lint from which the seed has not been separated.

(d) *Lint*.—All forms of unmanufactured cotton fiber except linters.

(e) *Linters*.—All forms of unmanufactured cotton fiber separated from cottonseed after the lint has been removed.

(f) *Certificate*.—An approved document issued by an inspector evidencing the apparent freedom of restricted articles from the pest.

(g) *Limited permit*.—An approved document issued by an inspector to allow movement of noncertified, restricted articles to or from authorized and designated gins, oil mills, and processing or manufacturing plants. Limited permits will cover all interstate movements of restricted articles while in the process of being made eligible for certification.

(h) *Dealer-carrier permit*.—An approved document issued to persons or firms engaged in ginning, manufacturing, or processing restricted articles for subsequent interstate movement from regulated areas, and to persons or firms moving restricted articles interstate from regulated areas.

(i) *Infestation or infested area*.—Infested by the pink bollworm.

¹ Secs. 301.52 to 301.52-12 issued under authority of sec. 8, 37 Stat. 318; 39 Stat. 1165; 44 Stat. 250; 7 U. S. C. 161.

(j) *Moved or movement*.—Shipped, offered for shipment to a common carrier, received for transportation or transported by a common carrier, or carried, transported, moved, or allowed to be moved by any person from any regulated area interstate to points outside thereof.

(k) *Inspector*.—An authorized inspector of the United States Department of Agriculture.¹

Regulation 2

SEC. 301.52-2. *Regulated areas—Arizona area*.—Counties of Cochise, Graham, Greenlee, Maricopa, Pinal, and Santa Cruz, and all of *Pima County* except that part lying west of the western boundary line of range 8 east.

New Mexico area.—Counties of Chaves, Dona Ana, Eddy, Grant, Hidalgo, Lea, Luna, Otero, Roosevelt, Sierra, Socorro, and Valencia.

Texas area.—Counties of Andrews, Brewster, Brooks, Cameron, Cochran, Crane, Culberson, Dawson, Ector, El Paso, Gaines, Glasscock, Hidalgo, Hockley, Howard, Hudspeth, Jeff Davis, Jim Wells, Kenedy, Kleberg, Loving, Martin, Midland, Nueces, Pecos, Presidio, Reeves, Starr, Terrell, Terry, Upton, Ward, Willacy, Winkler, and Yoakum; that part of *Bailey County* lying south of the following-described boundary line: Beginning on the east line of said county where the county line intersects the northern boundary line of league 207; thence west following the northern boundary line of leagues 207, 203, 191, 188, 175, and 171 to the northeast corner of league 171; thence south on the western line of league 171 to the northeast corner of the W. H. L. survey; thence west along the northern boundary of the W. H. L. survey and the northern boundary of sections 68, 67, 66, 65, 64, 63, 62, 61, and 60 of block A of the M. B. & B. survey to the western boundary of said county; that part of *Lamb County* lying south of the following-described boundary line: Beginning on the east line of said county where the county line intersects the northern boundary line of section 9 of the R. M. Thomson survey; thence west following the northern boundary line of sections 9 and 10 of the R. M. Thomson survey and the northern boundary line of sections 6, 5, 4, 3, 2, and 1 of the T. A. Thompson survey and the northern boundary line of leagues 637, 636, and 635 to the southeast corner of league 239; thence north on the eastern boundary line of league 239 to the northeast corner of said league; thence west on the northern boundary line of leagues 239, 238, 233, 222, 218, and 207 to the western boundary line of said county.

Heavily infested areas.—Of the regulated areas, the following counties and parts of counties are hereby designated as heavily infested within the meaning of these regulations:

Texas.—Counties of Brewster, Culberson, Jeff Davis, Presidio, and Terrell, and all of *Hudspeth County*, except that part of the northwest corner of said county lying north and west of a ridge of desert land extending from the banks of the Rio Grande northeasterly through the desert immediately west of the town of McNary, such ridge being an extension of the northwest boundary line of section 11, block 65½.

Lightly infested areas.—The following areas are designated as lightly infested:

Arizona.—Counties of Cochise, Graham, Greenlee, Maricopa, Pinal, and Santa Cruz, and the regulated part of *Pima County*.²

New Mexico.—Counties of Chaves, Dona Ana, Eddy, Grant, Hidalgo, Lea, Luna, Otero, Roosevelt, Sierra, Socorro, and Valencia.

Texas.—Counties of Andrews, Brooks, Cameron, Cochran, Crane, Dawson, Ector, El Paso, Gaines, Glasscock, Hidalgo, Hockley, Howard, Jim Wells, Kenedy, Kleberg, Loving, Martin, Midland, Nueces, Pecos, Reeves, Starr, Terry, Upton, Ward, Willacy, Winkler, and Yoakum, the regulated parts of *Bailey* and *Lamb Counties*, and that part of the northwest corner of *Hudspeth County* lying north and west of a ridge of desert land extending from the banks of the Rio Grande northeasterly through the desert immediately west of the town of McNary, such ridge being an extension of the northwest boundary line of section 11, block 65½.¹

Regulation 3

SEC. 301.52-3. *Articles the interstate movement of which is restricted or prohibited*.—(a) *Articles prohibited movement*.—The interstate movement from any regulated area of gin trash and cotton waste from gins and mills, and all untreated or unmanufactured cotton products other than seed cotton, cotton lint and linters, either baled or unbaled, cottonseed; cottonseed hulls, and cottonseed meal and cake is prohibited.

¹ See footnote, p. 2.

² Part of the lightly infested area in Arizona is regulated on account of the *Thurberia weevil* under quarantine No. 61, and shipments therefrom must comply with the requirements of that quarantine.

(b) *Articles authorized interstate movement.*—Seed cotton, cotton lint, and linters, either baled or unbaled, cottonseed, cottonseed hulls, and cottonseed meal and cake may be moved interstate from regulated areas as prescribed herein.¹

Regulation 4

SEC. 301.52-4. *Conditions governing the issuance of certificates.*—(a) *Cotton lint and linters.*—A certificate may be issued for the interstate movement of cotton lint or linters, either baled or unbaled, originating in a regulated area when they have been ginned in an approved gin and have been passed in bat form between heavy steel rollers set not more than $\frac{3}{4}$ inch apart, or have been given approved vacuum fumigation under the supervision of an inspector: *Provided*, That lint produced in a lightly infested area may be given standard or high density compression in lieu of either rolling or fumigation: *Provided further*, That certificates may be issued for the interstate movement of linters produced from sterilized seed originating in a lightly infested area when produced in an authorized oil mill.

(b) *Cottonseed.*—A certificate may be issued for the interstate movement of cottonseed produced in a regulated area when it has been ginned in an approved gin and has been sterilized under the supervision of an inspector by heat treatment at a required temperature of 150° F. for a period of 30 seconds: *Provided*, That certificates may be issued for interstate movement of sterilized cottonseed originating in heavily infested areas only to contiguous regulated areas for processing in authorized oil mills.

(c) *Cottonseed hulls, cake, and meal.*—Certificates may be issued for the interstate movement of cottonseed hulls, cake, and meal produced from sterilized seed originating in a regulated area when these products have been processed in an authorized oil mill under the supervision of an inspector.

(d) *Seed cotton.*—The interstate movement of seed cotton will be allowed only from lightly infested areas into contiguous regulated areas for the purpose of ginning for which movement no permit is required.

(e) *Movement to contiguous infested area.*—No certificates are required for the interstate movement of restricted articles from a lightly infested area to a contiguous, lightly or heavily infested area, or from a heavily infested area to a contiguous, heavily infested area.¹

Regulation 5

SEC. 301.52-5. *Limited permits.*—Limited permits will be issued for the movement of noncertified, restricted articles to such gins, oil mills, or processing or manufacturing plants as may be authorized and designated by authority of the Chief of the Bureau of Entomology and Plant Quarantine for manufacturing, processing, or treatment incidental to preparing such products for certification. As a condition of such authorization and designation, operators of gins, oil mills, manufacturing, or processing plants will agree in writing to handle restricted articles as to segregation of processed and nonprocessed products, as to efficient function of processing equipment, as to disposition of waste, as to use of uncontaminated containers of processed products, as to prevention of contamination of processed products, as to the maintenance of identity of regulated and non-regulated products, and to maintain such other sanitary safeguards against the establishment and spread of infestation and to comply with such other restrictions as to the handling and subsequent movement of restricted articles as may be required by the inspector.¹

Regulation 6

SEC. 301.52-6. *Restricted articles originating outside the regulated area.*—Restricted articles originating outside the regulated area may be certified for interstate movement from a regulated area without processing, treatment, or sterilization: *Provided*, That while in the regulated area these products have been handled and stored in such manner as to maintain identity, and as to prevent infestation, or contamination with other restricted articles originating in the regulated area.¹

Regulation 7

SEC. 301.52-7. *Cleaning or treating requirements of other articles when contaminated with cotton or cotton products originating within a regulated area.*—When contaminated with cotton or cotton products originating within a regulated area, railway cars, trucks, or other vehicles, cotton bagging, or other containers of cotton, cotton processing machinery, farm household goods, farm equipment,

¹ See footnote, p. 2.

farm products, or any other articles shall not be moved interstate from a regulated area until freed from such contamination to the satisfaction of an inspector, after which cleaning or treatment no certificate or permit will be required except for cotton bagging, or other containers of cotton, and cotton processing machinery.¹

Regulation 8

SEC. 301.52-8. *Dealer-carrier permits.*—As a condition of issuance of certificates or limited permits for the interstate movement of restricted articles handled by persons or firms engaged in purchasing, assembling, ginning, processing, or carrying such restricted articles originating or stored in regulated areas, such persons or firms shall make application for a dealer-carrier permit to the Bureau of Entomology and Plant Quarantine, San Antonio, Tex., and agree to maintain an accurate record of receipts and sales, shipments or services, when so required (which record shall be available at all times for examination by an inspector), and agree to carry out any and all conditions, treatments, precautions, and sanitary measures which may be required.¹

Regulation 9

SEC. 301.52-9. *Cancellation of certificates.*—Any certificates, limited permits, or dealer-carrier permits issued under these regulations may be withdrawn or canceled and further certificates or permits refused, whenever, in the judgment of the Bureau of Entomology and Plant Quarantine, the further use of such certificates or permits might result in the dissemination of the pink bollworm.¹

Regulation 10

SEC. 301.52-10. *Alternate treatments to be prescribed by the Chief of the Bureau.*—When more effective methods of treatment, processing, or sterilization shall have been developed or when methods of treatment, processing, or sterilization as stipulated in the regulations hereof are found unsatisfactory by the Chief of the Bureau of Entomology and Plant Quarantine, he is authorized to alter them or substitute other requirements.¹

Regulation 11

SEC. 301.52-11. *General certification provisions and marking and labeling requirements.*—To obtain certificates or limited permits under these regulations application shall be made either to the local inspector or to the Bureau of Entomology and Plant Quarantine, Federal Building, San Antonio, Tex.³

Certificates or permits required under these regulations shall be securely attached to the outside of each container of restricted articles, or, in the case of car-lot or bulk shipments by freight, to the waybills or other shipping papers which accompany the shipment. In the case of movement by road vehicle, such certificate or permit shall accompany the vehicle. Each container of restricted articles so moved shall bear such marking and labeling as may be necessary, in the judgment of the inspector, to identify the material.

The United States Department of Agriculture shall not be responsible for any costs incident to inspection or treatment, other than the services of inspectors.¹

Regulation 12

SEC. 301.52-12. *Shipments for experimental and scientific purposes.*—Products and articles subject to restriction in these regulations may be moved interstate for experimental or scientific purposes, on such conditions and under such safeguards as may be prescribed by the Chief of the Bureau of Entomology and Plant Quarantine. The container of articles so moved shall bear, securely attached to the outside thereof, an identifying tag from the Bureau of Entomology and Plant Quarantine showing compliance with such conditions.¹

These regulations shall be effective on and after March 15, 1939, and shall supersede the revised rules and regulations promulgated on October 13, 1936, as amended.

Done at the city of Washington this 7th day of March 1939.
Witness my hand and the seal of the United States Department
of Agriculture.

H. A. WALLACE,
Secretary of Agriculture.



¹ See footnote, p. 2.

³ See appendix for list of field stations.

APPENDIX

FIELD HEADQUARTERS AND STATIONS

Applications for certificates or permits may be made to the field project leader, addressing Pink Bollworm Control, Bureau of Entomology and Plant Quarantine, P. O. Box 798, or Room 571, Federal Building (Telephone F-7141-275) San Antonio, Tex., or addressing the nearest inspector.

Inspectors may be reached at the following field stations:

ARIZONA

Address	Town	Telephone
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, Buckeye Hotel.	Buckeye-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 253.	Coolidge-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, Metz Hotel.	Mesa-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, 402 Security Bldg.	Phoenix-----	4-4062.
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 246, 704 Fifth Ave.	Safford-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 449, 240 Federal Bldg.	Tucson-----	1-960.

NEW MEXICO

Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 784, Road Station House.	Carlsbad-----	513-W.
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 849.	Las Cruces-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 687.	Portales-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 845, 340 Federal Bldg.	Roswell-----	457.

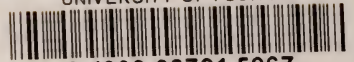
TEXAS

Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 482.	Alice-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 840, 217 Fuller Bldg.	Alpine-----	30.
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 269.	Big Spring-----	

TEXAS—continued

Address	Town	Telephone
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 37.	Brownfield-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 385.	Brownsville-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, 641 Nixon Bldg.	Corpus Christi----	9042.
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 504.	Donna-----	663 (McAllen).
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 432.	Edinburg-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, 206 U. S. Court House.	El Paso-----	Main-3295.
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 27.	Fabens-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 406.	Harlingen-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 733.	Kingsville-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 67.	Lamesa-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 46.	Levelland-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 325.	Littlefield-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 1615, 209 Federal Building.	Lubbock-----	293.
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 671, 11 Nassar Building.	McAllen-----	663.
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 188, 306 Federal Building.	Pecos-----	57.
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 928.	Presidio-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 706.	Raymondville----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 367.	Robstown-----	
Pink Bollworm Inspector, Bureau of Entomology and Plant Quarantine, P. O. Box 387.	Stanton-----	

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